

MEMORANDUM

TO: Regional Directors

FROM: John M. Daniel, Jr., P.E., DEE
Director, Division of Air Programs Coordination

SUBJECT: Memo Number 02-1007. Title V Acid Rain Permit Conversion and Boilerplate

Copies: Richard F. Weeks, Deputy Director for Operations
Charles L. Turner, Assistant Division Director, Office of Air Permit Programs
Richard G. Rassmussen, Manager, Small Business Assistance
Regional Permit Managers
Air Permit Managers

DATE: September 20, 2002

The boilerplate and guidance memorandum for Title V permitting of acid rain affected facilities is hereby promulgated for agency use under state and federal rules for 9 VAC 5 Chapter 80, Part II, Article 1 "Federal Operating Permits for Stationary Sources" and Article 3 "Acid Rain Operating Permits".

This procedure requires that all Title V facilities with one or more acid rain affected emission units be permitted under the acid rain regulations. This requires that all the citations in a permit for a facility that contains any acid rain affected facilities be converted to the citations contain in Article 3, (9 VAC 5-80-360 et seq). In addition all the regulatory citations related to all emission units located at a facility with one or more acid rain affected emission units have to be converted to the acid rain regulation citations; these emission units include but are not limited to the following: storage tanks, coal handling, ash handling, gas pipeline heaters, haul roads, boilers, and turbines.

The timing of the permit change is as follows: 1) Permits that have not gone to public notice should be changed prior to newspaper publication. 2) Permits that have been issued, public noticed or proposed have to be changed during the reopening process to insert the NOx SIP call requirements unless a modification or reopening happens prior to the NOx SIP call.

The boilerplate may be found at the location that follows:

K:\Agency\Air_Permitting\ manuals\Title5 manuals\ Title V Acid Rain Boilerplate.doc

The guidance memorandum may be found at the location that follows:

K:\Agency\Air_Permitting\ manuals\Title5 manuals\ Memo T5 to Acid Rain

If you have questions about this guidance memorandum or boilerplate permit please contact John Reinhardt at (804) 698-4016.